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15 *Attorneys for Plaintiff*

16 **UNITED STATES DISTRICT COURT**  
17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

18 ERIC L. LIFSCHITZ, On Behalf Of Himself )  
19 And All Others Similarly Situated, )

20 Plaintiff )

21 v. )

22 RONALD M. GEORGE, IN HIS OFFICIAL )  
23 CAPACITY AS HEAD OF THE JUDICIAL )  
24 COUNCIL OF CALIFORNIA, )

25 Defendant. )

26 **No. 10-2107-SI**

27 **STIPULATION AND [PROPOSED]**  
28 **ORDER GRANTING PLAINTIFF**  
**LEAVE TO FILE SURREPLY IN**  
**OPPOSITION TO DEFENDANT'S**  
**MOTION TO DISMISS**

**Date: August 27, 2010**

**Time: 9:00 am**

**Courtroom: 10 – 19<sup>th</sup> Floor**

**Judge: Hon. Susan Illston**

WHEREAS Plaintiff believes that new matters were raised in Defendant's Reply in Support of Defendant's Motion to Dismiss that warrant the filing of a Surreply;

Pursuant to Civil Local Rules 7-12 and 7-3(d), the parties to the above-entitled action, by and through their undersigned counsel, Stipulate and agree, subject to Court approval, to permit Plaintiff to file the Surreply in Opposition to Defendant's Motion to Dismiss Plaintiff's Complaint For Prospective and Injunctive Relief that is attached hereto as Exhibit 1.

Respectfully submitted,

August 12, 2010

/s/ Roy A. Katriel/  
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*Counsel for Defendant*

**PURSUANT TO STIPULATION IT IS SO ORDERED.**

Dated: \_\_\_\_\_, 2010



Hon. Susan Illston,  
United States District Judge